

ALTVIEW LAW GROUP, LLP
JOHN M. BEGAKIS (SBN 278681)
john@altviewlawgroup.com
12100 Wilshire Blvd., Suite 800
Los Angeles, California 90025
Telephone: (310) 230-5580
Facsimile: (562) 275-8954

SHERMAN LAW GROUP, LLP
RICHARD LLOYD SHERMAN (SBN 106597)
richard@shermanlawgroup.com
9454 Wilshire Blvd., Suite 850
Beverly Hills, California 90212
Telephone: (310) 246-0321
Facsimile: (310) 246-0305

Attorneys for Defendant/Counterclaimant HYPHY MUSIC, INC.

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

YELLOWCAKE, INC., California
corporation,

Plaintiff,

v.

HYPHY MUSIC, INC.,

Defendant.

Case No.: 1:20-cv-00988-JLT-BAM

[Assigned to the Hon. Jennifer L. Thurston]

**EXHIBIT LIST TO HYPHY MUSIC
INC.'S OPPOSITION TO
YELLOWCAKE, INC., AND COLONIZE
MEDIA, INC.'S MOTION FOR
SUMMARY JUDGMENT AND
SUMMARY ADJUDICATION**

HYPHY MUSIC, INC.,

Counterclaimant,

v.

YELLOWCAKE, INC.; COLONIZE
MEDIA, INC; JOSE DAVID
HERNANDEZ; and JESUS
CHAVEZ SR,

Counter-Defendants.

Date: June 27, 2023

Time: 9:00 a.m.

Dept.: Courtroom 4 (7th Floor)
2500 Tulare Street
Fresno, CA 93721

Judge: Hon. Jennifer L. Thurston

EXHIBIT LIST

INDEX OF EXHIBITS

- Declaration of Abhay Khosla

Exh.	Description
A	A copy of the results from the website, Barcode Lookup <available at www.barcodelookup.com >, of the UPC Number 821691353127.
B	A copy of the results from the website, Barcode Lookup <available at www.barcodelookup.com >, of the UPC Number 821691351628.
C	A copy of the results from the website, Barcode Lookup <available at www.barcodelookup.com >, of the UPC Number 81691350324.

- Declaration of Jose Martinez

Exh.	Description
D	Copies of the Copyright Assignment Agreements from Alfonso Vargas (“Vargas”) and Domingo Torres Flores (“Flores”), respectively.
E	Copies of all documents already produced in discovery evidencing the amounts paid for “Amigos y Contrarios” and “Corridos de Poca M.”
F	Copies of all documents already produced in discovery evidencing the amounts paid for “El Campesino.”
G	Copies of all documents already produced in discovery evidencing the amounts paid for “Desde La Cantina de Mi Barrio (En Vivo)” and “Nuestra. Historia (En Vivo).”
H	Screenshots evidencing the assigned unique International Standard Recording Codes (“ISRCs”) and Universal Product Codes (“UPCs”) of Hyphy’s Albums: El Campesino, Corridos De Poca M, and Desde La Cantina De Mi Barrio.

I	Copyright Registrations obtained by Hyphy for the Album Artwork.
J	A copy of the screenshots from the website located at <daddykoolrecords.com> showing “Corridos de Poca M,” “El Campesin” and “Desde La Cantina De Mi Barrio” being distributed by Yellowcake (as verified by the non-Hyphy UPC referenced under the “Details” of each such distribution) with Hyphy’s Album Artwork.
K	Copies of pages from the Group’s profile page located at <https://allmusic.com> (which were accessed at least as recently as August 14, 2023) showing –via the “Biography” and “Credits” tabs – the Group being credited solely as “Los Originales De San Juan.”

- Declaration of John Begakis

Exh.	Description
L	Plaintiff/Counterdefendant Yellowcake, Inc.’s (“ <i>Yellowcake</i> ”) Responses to Defendant/Counterclaimant Hyphy Music, Inc.’s (“ <i>Hyphy</i> ”) First Set of Interrogatories (the “ <i>Yellowcake Interrogatory Responses</i> ”) served on Hyphy on February 11, 2022.
M	Plaintiff/Counterdefendant Yellowcake, Inc.’s (“ <i>Yellowcake</i> ”) Responses to Defendant/Counterclaimant Hyphy Music, Inc.’s (“ <i>Hyphy</i> ”) First Set of Requests for Production of Documents (the “ <i>Yellowcake Responses to Requests for Production</i> ”), and the relevant documents produced therewith, served on Hyphy on February 11, 2022
N	Portions of the deposition taken by Counter-Defendants on or about July 26, 2022 of Jose Martinez as the “Person Most knowledgeable” for Hyphy (the “ <i>Martinez Depo</i> ”), located at (page:line) 13:6-14:6, 26:2-12, 44:7-23, 44:24-9, 51:18-25, 51:22-25, 59:21-60:7, 61:10-16, 67:24-68:24, 67:24-69:5, 75:6-76:25, 83:11-84:22, 84:24-85:8, 85:14- 86:16, 111:24-

1		112:3, 127:12-21, 133:9-136:5, and 154:11-155:25 of the deposition transcript.
2		
3	O	Portions of the deposition taken by Hyphy on or about August 16, 2022
4		of Kevin Berger as the “Person Most Knowledgeable” for Yellowcake
5		(the “ Berger Depo ”), located at (page:line) 91:19-23 of the deposition
6		transcript.
7	P	Portions of the first volume of the deposition taken by Hyphy on or about
8		August 17, 2022 of Jose David Hernandez (“ Hernandez Depo I ”),
9		located at (page:line) 51:9-11, 77:19-21, 80:3-20, 107:4-20, 109:22-
10		110:11, 116:18-117:14, 148:24-149:5 and 211:24-212:6 of the deposition
11		transcript
12	Q	Portions of the deposition taken by Counter-Defendants on or about
13		December 6, 2022 of Alfonso Vargas (the “ Vargas Depo ”), located at
14		(page:line) 17:16-19, 27:17-22, 143:7-10, 143:14-16, 143:17-20, 143:25-
15		144:3, and 144:4-7 of the deposition transcript.
16	R	Portions of the deposition taken by Counter-Defendants on or about
17		December 7, 2022 of Domingo Torres Flores (the “ Flores Depo ”),
18		located at (page:line) 47:15-25, 48:19-23, 82:13-15, 82:22-83:2, 83:4-13,
19		85:25-86:11, and 86:13-21 of the deposition transcript.
20	S	Portions of the first volume of the deposition taken by Hyphy on or about
21		December 14, 2022 of Jesus Chavez Sr. (“ Chavez Depo I ”), located at
22		(page:line) 18:16-19:3, 20:8-16, 21:16-19, 25:13-14 and 34:7- 11 of the
23		deposition transcript.
24	T	Portions of the second volume of the deposition taken by Hyphy on or
25		about January 9, 2023 of Jesus Chavez Sr. (“ Chavez Depo II ”), located at
26		(page:line) 16:22- 17:5, 19:14-17, 20:20-21:16, 22:20-23:3, 23:11-15,
27		26:13-20, 31:8-16, 32:16-20, 33:18-34:1, 35:12-21, 38:8-18, 41:13-42:2,
28		77:13-17, 79:7-9, 79:17-80:2, 80:5-13, 81:7-16 and 88:25-89:9 of the

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	deposition transcript.
U	Portions of the deposition taken by Yellowcake of Hyphy’s designated expert, Larry Katz, Esq. (the “ <i>Katz Depo</i> ”), located at (page:line) 46:1-47:4, 46:23-47:4, and 47:5-18 of the deposition transcript.

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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a copy of the foregoing electronically filed document has been served via a “Notice of Electronic Filing” automatically generated by the CM/ECF System and sent by e-mail to all attorneys in the case who are registered as CM/ECF users and have consented to electronic service pursuant to L.R. 5-3.3.

Dated: August 15, 2023

By: /s/ John Begakis
John M. Begakis